

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number: 7,618,451

Issued: November 17, 2009

Name of Patentee: ConforMIS, Inc.

Title of Invention: Patient Selectable Joint Arthroplasty Devices and Surgical Tools Facilitating Increased Accuracy, Speed and Simplicity in Performing Total and Partial Joint Arthroplasty

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT  
FOR PTO'S MISTAKE (37 C.F.R. § 1.322(a)) AND  
FOR APPLICANT'S MISTAKE (37 C.F.R. § 1.323)

PTO'S MISTAKE (37 C.F.R. § 1.322(a))

1. Attached is PTO/SB/44 (also Form PTO-1050) in a form suitable for printing.
2. On the title page, Item (75) erroneously lists inventors Aaron Berez and Cecily Anne Snyder. Aaron Berez and Cecily Anne Snyder were removed as inventors of this invention. See page 2 of the Office Action issued by Examiner Pedro Philogene on January 29, 2009. Accordingly, on title page, Item (12), "Berez et al." should state "Fitz et al."
3. The second through tenth listed corrections are for PTO errors. The exact page, claim and line number where these errors are listed correctly in Applicant's Amendment dated May 29, 2009 are as follows:
  1. Page 4, claim 43, line 1
  2. Page 6, claim 103, line 1
  3. Page 6, claim 104, line 1
  4. Page 7, claim 112, line 4
  5. Page 8, claim 127, line 1
  6. Page 8, claim 128, line 1
  7. Page 8, claim 129, line 1
  8. Page 9, claim 136, line 1
  9. Page 9, claim 136, line 2

APPLICANT'S MISTAKE (37 C.F.R. § 1.323)

1. It is noted that the last listed error in this patent is of a clerical nature or character, as more fully described below. It occurred in good faith. Correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination. A certificate of correction is requested.

2. The exact page, claim and line number where the error occurs in Applicant's Amendment dated May 29, 2009 are:

Page 7, claim 110, line 2

3. Please send the Certificate to:

Alexander J. Smolenski, Jr.  
SUNSTEIN KANN MURPHY & TIMBERS LLP  
125 Summer Street  
Boston, MA 02110-1618  
US

4. Please pay the fee required by 37 C.F.R. § 1.20(a), as follows:

Authorization is hereby made to charge the amount of \$100.00 to Deposit Account No. 19-4972.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

Date: March 16, 2010

/Alexander J. Smolenski, Jr., Esq., #47,953/  
Alexander J. Smolenski, Jr.  
Reg. No. 47,953  
SUNSTEIN KANN MURPHY & TIMBERS LLP  
125 Summer Street  
Boston, MA 02110-1618  
US

02960/00116 1233572.1

**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**Page 1 of 2

PATENT NO. : 7,618,451

APPLICATION NO.: 10/724,001

ISSUE DATE : November 17, 2009

INVENTOR(S) : Wolfgang Fitz, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On title page, item (12)  
replace "Berez et al."  
with --Fitz et al.--

On title page, item (75) Inventors:  
delete Aaron Berez and Cecily Anne Snyder

In Col. 61, line 66  
replace "claim 11"  
with --claim 1--

In Col. 62, line 53  
replace "claim 21"  
with --claim 31--

In Col. 62, line 65  
replace "claim 21"  
with --claim 31--

In Col. 63, line 5  
replace "tot he"  
with --to the--

In Col. 64, line 3  
replace "claim 1"  
with --claim 57--

In Col. 64, line 4  
replace "claim 1"  
with --claim 57--

MAILING ADDRESS OF SENDER (Please do not use customer number below):

SUNSTEIN KANN MURPHY & TIMBERS LLP  
125 Summer Street  
Boston, MA 02110-1618

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**

Page 2 of 2

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APPLICATION NO.: 10/724,001

ISSUE DATE : November 17, 2009

INVENTOR(S) : Wolfgang Fitz, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In Col. 64, line 5  
replace "claim 1"  
with --claim 57--

In Col. 64, line 26  
replace "claim 64"  
with --claim 63--

In Col. 64, line 27  
replace "instruments"  
with --instrument--

In Col. 62, line 65  
replace "allows for allows for"  
with --allows for--